

Senate Study Bill 1328

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR'S
BUDGET BILL)

Passed Senate, Date _____
Vote: Ayes _____ Nays _____
Approved _____

Passed House, Date _____
Vote: Ayes _____ Nays _____

A BILL FOR

1 An Act relating to the compensation and benefits for public
2 officials and employees, providing for related matters, and
3 making appropriations.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TL5B 1019XG 83
6 tm/jp/5

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1 Section 1. APPOINTED STATE OFFICERS.

1 2 1. The governor shall establish a salary for appointed
1 3 nonelected persons in the executive branch of state government
1 4 holding a position enumerated in the section of this Act that
1 5 addresses the salary ranges of state officers within the range
1 6 provided, by considering, among other items, the experience of
1 7 the individual in the position, changes in the duties of the
1 8 position, the incumbent's performance of assigned duties, and
1 9 subordinates' salaries. However, the attorney general shall
1 10 establish the salary for the consumer advocate, the chief
1 11 justice of the supreme court shall establish the salary for
1 12 the state court administrator, the ethics and campaign
1 13 disclosure board shall establish the salary of the executive
1 14 director, and the Iowa public broadcasting board shall
1 15 establish the salary of the administrator of the public
1 16 broadcasting division of the department of education, each
1 17 within the salary range provided in the section of this Act
1 18 that addresses the salary ranges of state officers.

1 19 2. The governor, in establishing salaries as provided in
1 20 the section of this Act that addresses the salary ranges of
1 21 state officers, shall take into consideration other employee
1 22 benefits which may be provided for an individual including but
1 23 not limited to housing.

1 24 3. A person whose salary is established pursuant to the
1 25 section of this Act that addresses the salary ranges of state
1 26 officers and who is a full-time, year-round employee of the
1 27 state shall not receive any other remuneration from the state
1 28 or from any other source for the performance of that person's
1 29 duties unless the additional remuneration is first approved by
1 30 the governor or authorized by law. However, this provision
1 31 does not exclude the reimbursement for necessary travel and
1 32 expenses incurred in the performance of duties or fringe
1 33 benefits normally provided to employees of the state.

1 34 Sec. 2. STATE OFFICERS == SALARY RANGE. The following
1 35 annual salary ranges are effective for the positions specified
2 1 in this section for the fiscal year beginning July 1, 2009,
2 2 and for subsequent fiscal years until otherwise provided by
2 3 the general assembly. The governor or other person designated
2 4 in the section of this Act relating to appointed state
2 5 officers shall determine the salary to be paid to the person
2 6 indicated at a rate within this salary range from funding
2 7 sources available for that purpose.

2 8 1. The following are salary ranges for appointed state
2 9 officers for the fiscal year beginning July 1, 2009, effective
2 10 with the pay period beginning June 26, 2009:

2 11 SALARY RANGE

	<u>Minimum</u>	<u>Maximum</u>
2 12 a. Range 2	\$ 48,160	\$ 73,700
2 13 b. Range 3	\$ 55,380	\$ 84,750
2 14 c. Range 4	\$ 63,690	\$ 97,460
2 15 d. Range 5	\$ 73,250	\$112,070
2 16 e. Range 6	\$ 84,240	\$128,890
2 17 f. Range 7	\$100,840	\$154,300

2 18 2. The following are range 2 positions: administrator of

2 19 the arts division of the department of cultural affairs,
2 20 administrators of the division of persons with disabilities,
2 21 the division on the status of women, the division on the
2 22 status of Iowans of Asian and Pacific Islander heritage, the
2 23 division on the status of African-Americans, the division of
2 24 deaf services, and the division of Latino affairs of the
2 25 department of human rights.

2 26 3. The following are range 3 positions: administrator of
2 27 the division of criminal and juvenile justice planning of the
2 28 department of human rights, administrator of the division of
2 29 community action agencies of the department of human rights,
2 30 executive director of the department of veterans affairs, and
2 31 chairperson and members of the employment appeal board of the
2 32 department of inspections and appeals.

2 33 4. The following are range 4 positions: director of the
2 34 department of human rights, director of the Iowa state civil
2 35 rights commission, executive director of the college student
3 1 aid commission, director of the department for the blind,
3 2 executive director of the ethics and campaign disclosure
3 3 board, members of the public employment relations board, and
3 4 chairperson, vice chairperson, and members of the board of
3 5 parole.

3 6 5. The following are range 5 positions: administrator of
3 7 the division of homeland security and emergency management of
3 8 the department of public defense, state public defender, drug
3 9 policy coordinator, labor commissioner, workers' compensation
3 10 commissioner, director of the department of cultural affairs,
3 11 director of the department of elder affairs, director of the
3 12 law enforcement academy, and administrator of the historical
3 13 division of the department of cultural affairs.

3 14 6. The following are range 6 positions: director of the
3 15 office of energy independence, superintendent of banking,
3 16 superintendent of credit unions, administrator of the
3 17 alcoholic beverages division of the department of commerce,
3 18 director of the department of inspections and appeals,
3 19 commandant of the Iowa veterans home, commissioner of public
3 20 safety, commissioner of insurance, executive director of the
3 21 Iowa finance authority, director of the department of natural
3 22 resources, consumer advocate, and chairperson of the utilities
3 23 board. The other members of the utilities board shall receive
3 24 an annual salary within a range of not less than 90 percent
3 25 but not more than 95 percent of the annual salary of the
3 26 chairperson of the utilities board.

3 27 7. The following are range 7 positions: administrator of
3 28 the public broadcasting division of the department of
3 29 education, director of the department of corrections, director
3 30 of the department of education, director of human services,
3 31 director of the department of economic development, executive
3 32 director of the Iowa telecommunications and technology
3 33 commission, executive director of the state board of regents,
3 34 director of transportation, director of the department of
3 35 workforce development, director of revenue, director of public
4 1 health, state court administrator, director of the department
4 2 of management, and director of the department of
4 3 administrative services.

4 4 Sec. 3. COLLECTIVE BARGAINING AGREEMENTS FUNDED == GENERAL
4 5 FUND. The various state departments, boards, commissions,
4 6 councils, and agencies, including the state board of regents,
4 7 for the fiscal year beginning July 1, 2009, and ending June
4 8 30, 2010, shall provide from available sources pay
4 9 adjustments, expense reimbursements, and related benefits to
4 10 fully fund the following:

4 11 1. The collective bargaining agreement negotiated pursuant
4 12 to chapter 20 for employees in the blue collar bargaining
4 13 unit.

4 14 2. The collective bargaining agreement negotiated pursuant
4 15 to chapter 20 for employees in the public safety bargaining
4 16 unit.

4 17 3. The collective bargaining agreement negotiated pursuant
4 18 to chapter 20 for employees in the security bargaining unit.

4 19 4. The collective bargaining agreement negotiated pursuant
4 20 to chapter 20 for employees in the technical bargaining unit.

4 21 5. The collective bargaining agreement negotiated pursuant
4 22 to chapter 20 for employees in the professional fiscal and
4 23 staff bargaining unit.

4 24 6. The collective bargaining agreement negotiated pursuant
4 25 to chapter 20 for employees in the clerical bargaining unit.

4 26 7. The collective bargaining agreement negotiated pursuant
4 27 to chapter 20 for employees in the professional social
4 28 services bargaining unit.

4 29 8. The collective bargaining agreement negotiated pursuant

4 30 to chapter 20 for employees in the community-based corrections
4 31 bargaining unit.

4 32 9. The collective bargaining agreements negotiated
4 33 pursuant to chapter 20 for employees in the judicial branch of
4 34 government bargaining units.

4 35 10. The collective bargaining agreement negotiated
5 1 pursuant to chapter 20 for employees in the patient care
5 2 bargaining unit.

5 3 11. The collective bargaining agreement negotiated
5 4 pursuant to chapter 20 for employees in the science bargaining
5 5 unit.

5 6 12. The collective bargaining agreement negotiated
5 7 pursuant to chapter 20 for employees in the university of
5 8 northern Iowa faculty bargaining unit.

5 9 13. The collective bargaining agreement negotiated
5 10 pursuant to chapter 20 for employees in the state university
5 11 of Iowa graduate student bargaining unit.

5 12 14. The collective bargaining agreement negotiated
5 13 pursuant to chapter 20 for employees in the state university
5 14 of Iowa hospital and clinics tertiary health care bargaining
5 15 unit.

5 16 15. The annual pay adjustments, related benefits, and
5 17 expense reimbursements referred to in the sections of this Act
5 18 addressing noncontract state and board of regents employees
5 19 who are not covered by a collective bargaining agreement.

5 20 Sec. 4. NONCONTRACT STATE EMPLOYEES == GENERAL.

5 21 1. a. For the fiscal year beginning July 1, 2009, the
5 22 maximum and minimum salary levels of all pay plans provided
5 23 for in section 8A.413, subsection 3, as they exist for the
5 24 fiscal year ending June 30, 2009, shall not increase.

5 25 b. For the fiscal year beginning July 1, 2009, employees
5 26 may receive a step increase or the equivalent of a step
5 27 increase.

5 28 c. The pay plan for noncontract judicial branch employees
5 29 shall not be increased.

5 30 2. The pay plans for state employees who are exempt from
5 31 chapter 8A, subchapter IV, and who are included in the
5 32 department of administrative services' centralized payroll
5 33 system shall not be increased, and any additional changes in
5 34 any executive branch pay plans shall be approved by the
5 35 governor.

6 1 3. This section does not apply to members of the general
6 2 assembly, board members, commission members, persons whose
6 3 salaries are set by the general assembly pursuant to this Act
6 4 or are set by the governor, or other persons designated in the
6 5 section of this Act addressing appointed state officers,
6 6 employees designated under section 8A.412, subsection 5, and
6 7 employees covered by 11 IAC 53.6(3).

6 8 4. The pay plans for the bargaining eligible employees of
6 9 the state shall not be increased, and any additional changes
6 10 in such executive branch pay plans shall be approved by the
6 11 governor. As used in this section, "bargaining eligible
6 12 employee" means an employee who is eligible to organize under
6 13 chapter 20, but has not done so.

6 14 5. The policies for implementation of this section shall
6 15 be approved by the governor.

6 16 Sec. 5. STATE EMPLOYEES == STATE BOARD OF REGENTS. For
6 17 the fiscal year beginning July 1, 2009, and ending June 30,
6 18 2010, funds shall be provided from available sources of the
6 19 state board of regents for funding of collective bargaining
6 20 agreements for state board of regents employees covered by
6 21 such section of this Act and for state board of regents
6 22 employees not covered by a collective bargaining agreement as
6 23 follows:

6 24 1. For regents merit system employees and merit
6 25 supervisory employees.

6 26 2. For faculty members and professional and scientific
6 27 employees.

6 28 Sec. 6. APPROPRIATIONS FROM ROAD FUNDS.

6 29 1. There is appropriated from the road use tax fund to the
6 30 salary adjustment fund for the fiscal year beginning July 1,
6 31 2009, and ending June 30, 2010, the following amount, or so
6 32 much thereof as may be necessary, to be used for the purpose
6 33 designated:

6 34 To supplement other funds appropriated by the general
6 35 assembly:

7 1 \$ 1,143,782

7 2 2. There is appropriated from the primary road fund to the
7 3 salary adjustment fund, for the fiscal year beginning July 1,
7 4 2009, and ending June 30, 2010, the following amount, or so
7 5 much thereof as may be necessary, to be used for the purpose

7 6 designated:
7 7 To supplement other funds appropriated by the general
7 8 assembly:
7 9 \$ 5,706,101
7 10 3. Except as otherwise provided in this Act, the amounts
7 11 appropriated in subsections 1 and 2 shall be used to fund the
7 12 annual pay adjustments, expense reimbursements, and related
7 13 benefits for public employees as provided in this Act.
7 14 Sec. 7. SPECIAL FUNDS == AUTHORIZATION. For the fiscal
7 15 year beginning July 1, 2009, to departmental revolving, trust,
7 16 or special funds, except for the primary road fund or the road
7 17 use tax fund, for which the general assembly has established
7 18 an operating budget, a supplemental expenditure authorization
7 19 is provided, unless otherwise provided, in an amount necessary
7 20 to fund salary adjustments as otherwise provided in this Act.
7 21 Sec. 8. FEDERAL FUNDS APPROPRIATED. For the fiscal year
7 22 beginning July 1, 2009, all federal grants to and the federal
7 23 receipts of the agencies affected by this Act which are
7 24 received and may be expended for purposes of this Act are
7 25 appropriated for those purposes and as set forth in the
7 26 federal grants or receipts.
7 27 Sec. 9. STATE TROOPER MEAL ALLOWANCE. For the fiscal year
7 28 beginning July 1, 2009, the sworn peace officers in the
7 29 department of public safety who are not covered by a
7 30 collective bargaining agreement negotiated pursuant to chapter
7 31 20 shall receive the same per diem meal allowance as the sworn
7 32 peace officers in the department of public safety who are
7 33 covered by a collective bargaining agreement negotiated
7 34 pursuant to chapter 20.
7 35 Sec. 10. SALARY MODEL ADMINISTRATOR. The salary model
8 1 administrator shall work in conjunction with the legislative
8 2 services agency to maintain the state's salary model used for
8 3 analyzing, comparing, and projecting state employee salary and
8 4 benefit information, including information relating to
8 5 employees of the state board of regents. The department of
8 6 revenue, the department of administrative services, the five
8 7 institutions under the jurisdiction of the state board of
8 8 regents, the judicial district departments of correctional
8 9 services, and the state department of transportation shall
8 10 provide salary data to the department of management and the
8 11 legislative services agency to operate the state's salary
8 12 model. The format and frequency of provision of the salary
8 13 data shall be determined by the department of management and
8 14 the legislative services agency. The information shall be
8 15 used in collective bargaining processes under chapter 20 and
8 16 in calculating the funding needs contained within the annual
8 17 salary adjustment legislation. A state employee organization
8 18 as defined in section 20.3, subsection 4, may request
8 19 information produced by the model, but the information
8 20 provided shall not contain information attributable to
8 21 individual employees.
8 22 EXPLANATION
8 23 This bill relates to the funding for the fiscal year
8 24 beginning July 1, 2009, of salary increases for appointed
8 25 nonelected officers, employees subject to collective
8 26 bargaining agreements, certain noncontract employees, and
8 27 board of regents employees.
8 28 The maximum and minimum salary levels of all pay plans of
8 29 noncontract state employees are not increased and a step
8 30 increase or the equivalent of a step increase is authorized.
8 31 A supplemental authorization is provided to fund salaries
8 32 from trust, revolving, and special funds for which the general
8 33 assembly has established a budget.
8 34 The salary model administrator is required to work in
8 35 conjunction with the department of management and the
9 1 legislative services agency to analyze, compare, and project
9 2 state salary and benefit information.
9 3 LSB 1019XG 83
9 4 tm/jp/5.1